

S094248 Christine Degrassi, Plaintiff and Appellant
v.
Arthur Cook et al., Defendants and Respondents
Cause called. Robert L. Kern opened argument for Appellant.
Terry Franke, appearing for Amicus Curiae California First
Amendment Coalition, continued argument for Appellant.
Richard Terzian argued for Respondent Cook.
Daniel P. Barer argued for Respondent Burke, Williams and
Sorensen.
Mr. Kern replied.
Cause submitted.

Chief Justice George and Justice Werdegar, not participating in consideration of the following case did not take the bench.

The Honorable Gilbert Nares, Associate Justice, Court of Appeal, Fourth District, Division One and the Honorable Michael G. Nott, Associate Justice, Court of Appeal, Second District, Division Two, sitting on the following case under assignment by the Chairperson of the Judicial Council, joined the Court at the bench.

S098266 Cadence Design Systems, Plaintiff and Appellant
v.

AVANT! Corporation, Defendant and Appellant

Cause called. Jeffrey R. Chanin opened argument for Plaintiff and Appellant.

Bernard Burk, appearing for Amicus Curiae Oracle, Xilinx and 3Com, continued argument for Plaintiff and Appellant.

Daniel H. Bookin argued for Defendant and Appellant.

Mr. Chanin replied.

Cause submitted.

Court recessed until 1:30 p.m. this date.

Court reconvened pursuant to recess.

Members of the Court and Officers present as first shown.

Justices Nott and Nares, not participating in the following matters, do not join the bench. The Court is rejoined at the bench by Chief Justice George and Justice Werdegar. All other officers were present as before shown.

- S102530 Michael Edelstein et al., Plaintiffs and Appellants
 v.
 Patricia Fado, as Director of Elections, etc.,
 Defendant and Respondent
 Cause called. Therese M. Stewart, San Francisco Chief Deputy
 City Attorney, argued for Respondent.
 J. Michael Schaefer argued for Appellants.
 Ms. Stewart replied.
 Cause submitted.
- S098760 Timothy L. Smith, Plaintiff and Appellant
 v.
 Rae-Venter Law Group, Defendant and Appellant
 Cause called. Ellen Lake argued for Plaintiff and Appellant.
 Stephen J. Hirschfeld argued for Defendant and Appellant.
 Ms. Lake replied.
 Cause submitted.
- S032736 The People, Respondent
 v.
 Maurice Boyette, Appellant
 Cause called. Audrey R. Chavez, Deputy California State Public
 Defender, argued for Appellant.
 Christina Vom Saal, Deputy California Attorney General, argued
 for Respondent.
 Ms. Chavez replied.
 Cause submitted.

Court recessed until 9:00 a.m., Thursday, September 5, 2002.

S108504

C041559 Third Appellate District

AGUAYO (PAUL) ON H.C.

Time extended to grant or deny review

to October 17, 2002.

S035348

PEOPLE v. SMITH (ROBERT LEE)

Extension of time granted

to 11-4-2002 to file appellant's opening brief
The court anticipates that after that date, only one further extension totaling 60 additional days will be granted. Counsel is ordered to inform his or her assisting attorney or entity, if any, and any assisting attorney or entity of any separate counsel of record, of this schedule, and to take all steps necessary to meet it.

S042278

PEOPLE v. SAMUELS (MARY ELLEN)

Extension of time granted

to 10-29-2002 to file appellant's opening brief
After that date, only one further extension totaling 17 additional days is contemplated. Extension granted based upon counsel Joel Levine's representation that he anticipates filing the brief by 11-15-2002.

S104589

LUCERO (PHILLIP L.) ON H.C.

Extension of time granted

to 10-3-2002 to file the informal response.
After that date, only three further extensions totaling 90 additional days will be granted. Extension granted based upon Deputy AG Ronald Jakob's representation that he anticipates filing the document by 1-2-2003.

S105734D036697 Fourth Appellate District,
Division One

PEOPLE v. BARRAGAN

Extension of time granted

to October 10, 2002 to file appellant's
(Antonio Barragan) answer brief on the merits.

S108650

B156228 Second Appellate District,
Division Four

JOHNSON (FOSTER) ON H.C.
Extension of time granted

respondent's time to serve and file the answer
to the petition for review is extended to and
including September 11, 2002.

S037006

PEOPLE v. HUGGINS (MICHAEL J.)
Counsel appointment order filed

appointing Jack G. Cairl to represent appellant
for habeas corpus/executive clemency
proceedings related to the automatic appeal.

S106440

F036055 Fifth Appellate District

PEOPLE v. NEAL
Counsel appointment order filed

Victor J. Morse is hereby appointed to
represent appellant on his appeal now pending
in this court.
Appellant's brief on the merits shall be served
and filed on or before thirty (30) days from the
date of this order.

S106706

B155373 Second Appellate District,
Division Six

YOUNG (RONNIE E.) ON H.C.
Counsel appointment order filed

Upon request of appellant for appointment of
counsel, David H. Goodwin is hereby
appointed to represent appellant on his appeal
now pending in this court.
Appellant's brief on the merits shall be served
and filed on or before 30 days from the date of
this order.

S107783

F037882 Fifth Appellate District

PEOPLE v. HOLLIS
Counsel appointment order filed

Upon request of appellant for appointment of
counsel, Larry Dixon is hereby appointed to
represent appellant on his appeal now pending
in this court.

S108119

A093574 First Appellate District,
Division Four

PEOPLE v. DELOUIZE

Counsel appointment order filed

George Benton to represent appellant.
Appellant's brief on the merits due on or
before 30 days from this order.

S108136

H022775 Sixth Appellate District

PEOPLE v. LAZALDE

Counsel appointment order filed

Upon request of appellant for appointment of
counsel, Richard Krech is hereby appointed to
represent appellant on his appeal now pending
in this court.

S108187

C032839 Third Appellate District

PEOPLE v. STOWELL

Counsel appointment order filed

Upon request of appellant for appointment of
counsel, the Central California Appellate
Program is hereby appointed to represent
appellant on his appeal now pending in this
court.
Appellant's brief on the merits shall be served
and filed on or before 30 days from the date of
this order.

S097444

E025710 Fourth Appellate District,
E025832 Division Two
E026853
E025710

WILSON v. PARKER, COVERT & CHIDESTER
Order filed

The order filed on August 1, 2002, is hereby
amended to read, in its entirety:
"The time for granting or denying rehearing in
the above-entitled case is hereby extended to
and including October 30, 2002, or the date
upon which rehearing is either granted or
denied, whichever occurs first."

S104157G026525 Fourth Appellate District,
Division ThreeHAMEID v. NATIONAL FIRE INSURANCE
Order filed

The application of Scottsdale Insurance Company for permission to file an amicus curiae brief in support of respondent is hereby granted.

The brief shall be served and filed on or before Sep. 29, 2002.

An answer thereto may be served and filed by any party within 20 days of the filing of the brief.

S108587RULE 962 SUSPENSION
Order filed

The suspension of Odion L. Okojie pursuant to our order filed on July 25, 2002, is hereby terminated.

This order is final forthwith.

S107403FOX ON DISCIPLINE
Recommended discipline imposed

It is ordered that **BEN EUGENE FOX, State Bar No. 98171**, be suspended from the practice of law for one year, that execution of the suspension be stayed, and that he be actually suspended from the practice of law for 30 days and until the State Bar Court grants a motion to terminate his actual suspension pursuant to rule 205 of the Rules of Procedure of the State Bar of California, as recommended by the Hearing Department of the State Bar Court in its decision filed on April 2, 2002. Respondent is also ordered to comply with the conditions of probation, if any, hereinafter imposed by the State Bar Court as a condition for terminating his actual suspension. If respondent is actually suspended for two years or more, he shall remain actually suspended until he provides proof to the satisfaction of the State Bar Court of his rehabilitation, fitness to practice and learning and ability in the general law pursuant to standard 1.4(c)(ii) of the Standards for Attorney Sanctions for Professional

Misconduct. It is further ordered that respondent take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order or during the period of respondent's actual suspension, whichever is longer. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) If respondent is actually suspended for 90 days or more, it is further ordered that he comply with rule 955 of the California Rules of Court, and that he perform the acts specified in subdivisions (a) and (c) of that rule within 120 and 130 days, respectively, after the date this order is effective.* Costs are awarded to the State Bar in accordance with Business & Professions Code section 6086.10 and payable in accordance with Business & Professions Code section 6140.7.

*(See Bus. and Prof. Code, § 6126, subd. (c).)

S107408

HOSMER ON DISCIPLINE

Recommended discipline imposed

It is ordered that **DAVID ELWYN HOSMER, State Bar No. 110710**, be suspended from the practice of law for one year, that execution of suspension be stayed, and that he be placed on probation for two years on condition that he be actually suspended for 30 days. **David Elwyn Hosmer** is also ordered to comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed April 15, 2002. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar and one-half of said costs shall be added to and become part of the membership fees for the years 2003 and 2004. (Bus. & Prof. Code section 6086.10.)

S107542

MARX ON DISCIPLINE

Recommended discipline imposed

It is ordered that **CHARLES MACNISH MARX, State Bar No. 124630**, be suspended from the practice of law for one year and until he has shown proof satisfactory to the State Bar Court of his rehabilitation, fitness to practice and learning and ability in the general law pursuant to standard 1.4(c)(ii) of the Standards for Attorney Sanctions for Professional Misconduct, that execution of the suspension be stayed, and that he be placed on probation for two years subject to the conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on April 17, 2002. Costs are awarded to the State Bar and one-half of said costs shall be added to and become part of the membership fees for the years 2003 and 2004. (Bus. & Prof. Code section 6086.10.)

S107548

MURCHISON ON DISCIPLINE

Recommended discipline imposed

It is ordered that **LAWRENCE WILLIAM MURCHISON, State Bar No. 73957**, be suspended from the practice of law for one year, that execution of suspension be stayed, and that he be placed on probation for one year on condition that he be actually suspended for 30 days. **Lawrence William Murchison** is also ordered to comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed April 10, 2002. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar and one-third of said costs shall be added to and become part of the membership fees for the years 2003, 2004 and 2005. (Bus. & Prof. Code section 6086.10.)

S107549**HARVEY ON DISCIPLINE**

Recommended discipline imposed

It is ordered that **JAMES CREIGHTON HARVEY, State Bar No. 91239**, be suspended from the practice of law for one year, that execution of suspension be stayed, and that he be placed on probation for two years on condition that he be actually suspended for 30 days. Respondent is also ordered to comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed April 15, 2002. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar and one-third of said costs shall be added to and become part of the membership fees for the years 2003, 2004 and 2005. (Bus. & Prof. Code section 6086.10.)

S107559**TERRELL ON DISCIPLINE**

Recommended discipline imposed

It is ordered that **JAMES STEPHEN TERRELL, State Bar No. 170409**, be suspended from the practice of law for 30 days, that execution of the suspension be stayed, and that he be placed on probation for two years subject to the conditions of probation recommended by the Hearing Department of the State Bar Court in its order approving stipulation filed on March 18, 2002, as modified by its order filed April 26, 2002. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar pursuant to Business & Professions Code section 6086.10 and payable in equal installments for membership years 2003 and 2004.

S107560

WOODS ON DISCIPLINE

Recommended discipline imposed

It is ordered that **KATHLEEN ANN WOODS, State Bar No. 157482**, be suspended from the practice of law for one year, that execution of the suspension be stayed, and that she be actually suspended from the practice of law for 90 days and until the State Bar Court grants a motion to terminate her actual suspension pursuant to rule 205 of the Rules of Procedure of the State Bar of California, as recommended by the Hearing Department of the State Bar Court in its decision filed on April 3, 2002. Respondent is also ordered to comply with the conditions of probation, if any, hereinafter imposed by the State Bar Court as a condition for terminating her actual suspension. If respondent is actually suspended for two years or more, she shall remain actually suspended until she provides proof to the satisfaction of the State Bar Court of her rehabilitation, fitness to practice and learning and ability in the general law pursuant to standard 1.4(c)(ii) of the Standards for Attorney Sanctions for Professional Misconduct. It is further ordered that respondent take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order or during the period of respondent's actual suspension, whichever is longer. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Respondent is further ordered to comply with rule 955 of the California Rules of Court, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective.* Costs are awarded to the State Bar in accordance with Business & Professions Code section 6086.10 and payable in accordance with Business & Professions Code section 6140.7.

*(See Bus. and Prof. Code, § 6126, subd. (c).)

S107561

PRYS ON DISCIPLINE

Recommended discipline imposed

It is ordered that **KEVIN CHARLES PRYS, State Bar No. 82692**, be suspended from the practice of law for 90 days, that execution of the suspension be stayed, and that he be placed on probation for two years subject to the conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on April 17, 2002. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar in accordance with Business & Professions Code section 6086.10 and payable in accordance with Business & Professions Code section 6140.7.

S107562

KOTTO ON DISCIPLINE

Recommended discipline imposed

It is ordered that **NATASHA A. KOTTO, State Bar No. 161806**, be suspended from the practice of law for two years and until respondent has shown proof satisfactory to the State Bar Court of respondent's rehabilitation, fitness to practice and learning and ability in the general law pursuant to standard 1.4(c)(ii) of the Standards for Attorney Sanctions for Professional Misconduct, that execution of the suspension be stayed, and that she be placed on probation for three years on condition that she be actually suspended for six months and until she has shown proof satisfactory to the State Bar Court of compliance with standard 1.4(c)(ii). Respondent is further ordered to comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on April 25, 2002. It is also ordered that respondent take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order or during the period

of respondent's actual suspension, whichever is longer.. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Respondent is further ordered to comply with rule 955 of the California Rules of Court, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the effective date of this order.* Costs are awarded to the State Bar and one-half of said costs shall be added to and become part of the membership fee for the years 2003 and 2004. (Business & Professions Code section 6086.10.)

*(See Bus. and Prof. Code, § 6126, subd. (c).)

S108145

BONILLA-SALCIDO ON DISCIPLINE

Recommended discipline imposed

It is ordered that **PEDRO BONILLA-SALCIDO, State Bar No. 127587**, be suspended from the practice of law for one year and until he makes restitution to Viking Insurance Company, c/o David S. Brahinsky Trust Account (or the Client Security Fund, if appropriate) in the amount of \$7,350.00 plus 10% interest per annum from July 7, 1999, that execution of suspension be stayed, and that he be placed on probation for three years on condition that he be actually suspended for 60 days. **Pedro Bonilla-Salcido** is also ordered to comply with the other conditions of probation, including restitution, recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed April 18, 2002. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar and one-half of said costs shall be added to and become part of the membership fees for the years 2003 and 2004. (Bus. & Prof. Code section 6086.10.)

S108152**DICKRELL ON DISCIPLINE**
Recommended discipline imposed

It is ordered that **ROBERT ARTHUR DICKRELL, State Bar No. 151498**, be suspended from the practice of law for one year, that execution of suspension be stayed, and that he be placed on probation for four years on condition that he be actually suspended for 60 days. Respondent is also ordered to comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its order approving stipulation filed March 5, 2002, as modified by its order filed April 26, 2002. Costs are awarded to the State Bar and one-fourth of said costs shall be added to and become part of the membership fees for the years 2003, 2004, 2005 and 2006. (Business & Professions Code section 6086.10.)

Bar Misc. 4186
(2 orders, for motions #507 & 508)**IN THE MATTER OF THE APPLICATION OF THE
COMMITTEE OF BAR EXAMINERS OF THE
STATE OF CALIFORNIA FOR ADMISSION OF
ATTORNEYS**

The written motion of the Committee of Bar Examiners that the following named applicants, who have fulfilled the requirements for admission to practice law in the State of California, be admitted to the practice of law in this state is hereby granted, with permission to the applicants to take the oath before a competent officer at another time and place:
(LIST OF NAMES ATTACHED TO
ORIGINAL ORDERS)

